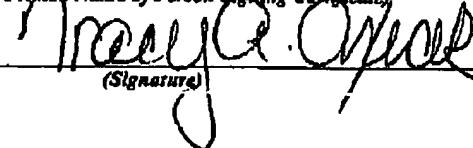


|  |                               |                |                        |
|--|-------------------------------|----------------|------------------------|
| <b>CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)</b><br>Applicant(s): Borst, et al.  |                               |                | Docket No.<br>128834-2 |
| Application No.<br>10/638,094  | Filing Date<br>August 7, 2003 | Examiner<br>Xu | Group Art Unit<br>1775 |
| Invention: DATA STORAGE MEDIUM AND METHOD FOR THE PREPARATION THEREOF  |                               |                |                        |
| <b>RECEIVED</b><br>CENTRAL FAX CENTER<br>APR 22 2005   |                               |                |                        |
| <p>Information Disclosure Statement (1 page); Transmittal of Information Disclosure Statement (2 pages); Form 1449 (1 page); Cited Reference<br/>I hereby certify that this <u>Information Disclosure Statement (1 page); Transmittal of Information Disclosure Statement (2 pages); Form 1449 (1 page); Cited Reference</u><br/>(Identify type of correspondence)<br/>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>)</p> <p>on <u>April 22, 2005</u><br/>(Date)</p> <p style="text-align: right;">Tracy A. Axtak<br/>(Typed or Printed Name of Person Signing Certificate)<br/><br/>(Signature)</p> <p>Note: Each paper must have its own certificate of mailing.</p> |                               |                |                        |

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))Docket No.  
128834-2

In Re Application Of: Borst, et al.

| Application No. | Filing Date    | Examiner | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|----------------|----------|--------------|----------------|------------------|
| 10/638,094      | August 7, 2003 | Xu       | 23413        | 1775           | 3383             |

Title: DATA STORAGE MEDIUM AND METHOD FOR THE PREPARATION THEREOF

Address to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

- The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

- The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

the statement specified in 37 CFR 1.97(e);

OR

the fee set forth in 37 CFR 1.17(p).

P10A/REV06

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
**(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.  
128834-2

**In Re Application: Borst, et al.**

|                 |                |          |              |                |                  |
|-----------------|----------------|----------|--------------|----------------|------------------|
| Application No. | Filing Date    | Examiner | Customer No. | Group Art Unit | Confirmation No. |
| 10/638,694      | August 7, 2003 | Xu       | 23413        | 1775           | 3383             |

**DATA STORAGE MEDIUM AND METHOD FOR THE PREPARATION THEREOF**

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(b))

- A check in the amount of \_\_\_\_\_ is attached.
- The Director is hereby authorized to charge and credit Deposit Account No. \_\_\_\_\_ as described below.
  - Charge the amount of \_\_\_\_\_.
  - Credit any overpayment.
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- Payment by credit card. Form PTO-2038 is attached.

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April 22, 2005

(Date)

Tracy A. Arslan

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**Certificate of Mailing by First Class Mail**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patients, P.O. Box 1450, Alexandria, VA 22313-1450\* [37 CFR 1.8(a)] on

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### *Signatures of Person Making Correspondence*

*Typed or Printed Name of Person Making Certificate*

\*This certificate may only be used if paying by deposit account.

Michael Buchanan  
*Signature*

**J. Michael Buchanan  
Registration No. 44,571  
Phone No. 860-286-2929**

Dated: April 22, 2005

221

128834-2

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE APR 22 2005

Applicant: Borst, et al. )  
Serial No.: 10/638,094 ) Group Art Unit: 1775  
Filing Date: August 7, 2003 ) Examiner: Xu  
For: DATA STORAGE MEDIUM ANDMETHOD)  
FOR THE PREPARATION THEREOF )

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §§ 1.56, 1.97 AND 1.98**

Sir:

In compliance with the duty to disclose, submitted herewith is form PTO-A820 (PTO-1449) listing publication(s) of which those designated by 37 CFR § 1.56 are aware. Copies of the non-United States patents or published applications are enclosed.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made, or an admission that the information cited is, or is considered to be, material to patentability.

Respectfully submitted,

CANTOR COLBURN LLP

By: J. Michael Buchanan  
J. Michael Buchanan  
Registration No. 44,571

Date: April 22, 2005  
Customer No.: 23413  
Telephone: (860) 286-2929

| <b>INFORMATION DISCLOSURE CITATION</b><br><i>(Use several sheets if necessary)</i>   |     |                 |            | Docket Number (Optional)<br>128834-2 | Application Number<br>10/638,094 |          |                              |
|--|-----|-----------------|------------|--------------------------------------|----------------------------------|----------|------------------------------|
|  |     |                 |            | Applicant(s)<br>Borst, et al.        |                                  |          |                              |
|  |     |                 |            | Filing Date<br>August 7, 2003        | Group Art Unit<br>1773           |          |                              |
|  |     |                 |            | <b>U.S. PATENT DOCUMENTS</b>         |                                  |          |                              |
| EXAMINER INITIAL   | REF | DOCUMENT NUMBER | DATE       | NAME                                 | CLASS                            | SUBCLASS | FILED DATE<br>IF APPROPRIATE |
|  |     |                 |            |                                      |                                  |          |                              |
|  |     |                 |            |                                      |                                  |          |                              |
|  |     |                 |            |                                      |                                  |          |                              |
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|  |     |                 |            |                                      |                                  |          |                              |
|  |     |                 |            |                                      |                                  |          |                              |
| <b>U.S. PATENT APPLICATION PUBLICATIONS</b>  |     |                 |            |                                      |                                  |          |                              |
| EXAMINER INITIAL   | REF | DOCUMENT NUMBER | DATE       | NAME                                 | CLASS                            | SUBCLASS | FILED DATE<br>IF APPROPRIATE |
|  |     |                 |            |                                      |                                  |          |                              |
|  |     |                 |            |                                      |                                  |          |                              |
|  |     |                 |            |                                      |                                  |          |                              |
|  |     |                 |            |                                      |                                  |          |                              |
|  |     |                 |            |                                      |                                  |          |                              |
| <b>FOREIGN PATENT DOCUMENTS</b>  |     |                 |            |                                      |                                  |          |                              |
|  | REF | DOCUMENT NUMBER | DATE       | COUNTRY                              | CLASS                            | SUBCLASS | TRANSLATED<br>YES      NO    |
|  |     | CA 2099854      | 1994/01/08 | Canada                               |                                  |          |                              |
|  |     |                 |            |                                      |                                  |          |                              |
|  |     |                 |            |                                      |                                  |          |                              |
|  |     |                 |            |                                      |                                  |          |                              |
|  |     |                 |            |                                      |                                  |          |                              |
| <b>OTHER DOCUMENTS</b> <i>(Including Author, Title, Date, Page, Etc.)</i>  |     |                 |            |                                      |                                  |          |                              |
|  |     |                 |            |                                      |                                  |          |                              |
|  |     |                 |            |                                      |                                  |          |                              |
| EXAMINER   |     |                 |            | DATE CONSIDERED                      |                                  |          |                              |
| <b>EXAMINER:</b> Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. |     |                 |            |                                      |                                  |          |                              |